

TAB 4

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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SCIMED LIFE SYSTEMS, INC.,

Plaintiff,

CASE NO. 1:01CV 2015 (GK)

v.

MEDTRONIC AVE, INC.  
and ERIC C. MARTIN,

Defendants.

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**FILED**

DEC 21 2001

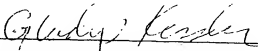
NANCY MAYER WHITTICION, CLERK  
U.S. DISTRICT COURT

**PROPOSED** ORDER ALLOWING FILING OF SECOND AMENDED COMPLAINT

Plaintiff Scimed Life Systems, Inc. ("Scimed") has moved to file a Second Amended Complaint pursuant to Rule 15(a), Fed.R.Civ.P. and Local Rule 7.1. Defendant Medtronic AVE, Inc. ("Medtronic AVE") and defendant Eric C. Martin ("Martin") have consented in writing to this motion.

Accordingly, upon motion of plaintiff, the motion is GRANTED.

Dated: December 14, 2001

  
\_\_\_\_\_  
Honorable Gladys Kessler  
United States District Judge for the  
District of Columbia

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the

- (1) STIPULATED JOINT MOTION TO FILE SECOND AMENDED COMPLAINT,
- (2) SECOND AMENDED COMPLAINT, and
- (3) [PROPOSED] ORDER ALLOWING FILING OF SECOND AMENDED COMPLAINT

were served this \_\_\_\_\_ day of December, 2001 by Hand, on the attorneys for defendants as follows:

Charles R. Work, Esq.  
Donna M. Tanguay, Esq.  
Mark G. Davis, Esq.  
John R. Fuisz, Esq.  
McDermott, Will & Emery  
600 Thirteenth Street, N.W.  
Washington, D.C. 20005-3096

Counsel for Medtronic AVE, Inc.

and

Robert J. Koch, Esq.  
Fulbright and Jaworski  
801 Pennsylvania Ave., N.W.  
Washington, D.C. 20004

Counsel for Eric C. Martin

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